

### **118.015 Definitions for chapter.**

As used in this chapter, unless the context otherwise requires:

- (1) A "political party" is an affiliation or organization of electors representing a political policy and having a constituted authority for its government and regulation, and whose candidate received at least twenty percent (20%) of the total vote cast at the last preceding election at which presidential electors were voted for;
- (2) The word "election" used in reference to a state, district, county, or city election, includes the decisions of questions submitted to the qualified voters as well as the choice of officers by them;
- (3) A "ballot" or "official ballot" means the official presentation of offices and candidates to be voted for, including write-in candidates, and all public questions submitted for determination, and shall include a voting machine ballot, a paper ballot, an absentee ballot, a federal provisional ballot, a federal provisional absentee ballot, or a supplemental paper ballot which has been authorized for the use of the voters in any primary, regular election, or special election by the Secretary of State or the county clerk;
- (4) "Ballot box" means any box, bag, or other container that can be locked, sealed, or otherwise rendered tamper-resistant, for receiving ballots;
- (5) "Voting equipment" means any physical component of a voting system and includes voting machines where voting machines are in operation;
- (6) "Voting machine" or "machine" means a part of a voting system that consists of:
  - (a) A direct recording electronic voting machine that:
    1. Records votes by means of a ballot display provided with mechanical or electro-operated components that may be actuated by the voter;
    2. Processes the data by means of a computer program;
    3. Records voting data and ballot images in internal and external memory components; and
    4. Produces a tabulation of the voting data stored in a removable memory component and on a printed copy; or
  - (b) One (1) or more electronic devices that operate independently or as a combination of a ballot marking device and an electronic or automatic vote tabulating device;
- (7) "Voting system" means:
  - (a) The total combination of physical, mechanical, electromechanical, or electronic equipment, including the software, hardware, firmware, and documentation required to program, control, and support that equipment, that is used to:
    1. Define ballots;
    2. Cast and count votes;
    3. Report or display election results; and
    4. Maintain and produce any audit trail information; and

- (b) The practices and associated documentation used to:
1. Identify system components and versions of those components;
  2. Test the system during its development and maintenance;
  3. Maintain records of system errors and defects;
  4. Determine specific system changes to be made to a system after the initial qualification of the system; and
  5. Make available any materials to the voter, such as notices, instructions, forms, or paper ballots;
- (8) The word "resident" used in reference to a candidate in a state, district, county, or city election shall mean actual resident, without regard to the residence of the spouse of the candidate;
- (9) "Political organization" means a political group not constituting a political party within the meaning of subsection (1) of this section but whose candidate received two percent (2%) or more of the vote of the state at the last preceding election for presidential electors; and
- (10) "Political group" means a political group not constituting a political party or a political organization within the meaning of subsections (1) and (9) of this section.

**Effective:** June 29, 2021

**History:** Amended 2021 Ky. Acts ch. 197, sec. 47, effective June 29, 2021. -- Amended 2020 Ky. Acts ch. 89, sec. 27, effective July 15, 2020. -- Amended 2002 Ky. Acts ch. 63, sec. 9, effective July 15, 2002. -- Amended 1998 Ky. Acts ch. 2, sec. 1, effective July 15, 1998. -- Amended 1990 Ky. Acts ch. 48, sec. 35, effective July 13, 1990. -- Amended 1982 Ky. Acts ch. 295, sec. 2, effective July 15, 1982; and ch. 360, sec. 41, effective July 15, 1982; and ch. 402, sec. 6, effective January 1, 1984. -- Amended 1978 Ky. Acts ch. 384, sec. 252, effective June 17, 1978. -- Amended 1976 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 1, effective March 19, 1977. -- Created 1974 Ky. Acts ch. 130, sec. 97, effective June 21, 1974.